# **Public Document Pack**

**JOHN WARD** 

**Director of Corporate Services** 

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A meeting of **Annual Council** will be held in **Committee Rooms - East Pallant House** on **Wednesday 17 May 2023** at **2.00 pm**.

MEMBERS: Mrs E Hamilton (Chairman), Mr H Potter (Vice-Chairman), Mrs C Apel,

Mrs T Bangert, Mr B Brisbane, Mr R Briscoe, Mr J Brown, Mr G Evans, Mr F Hobbs, Mrs D Johnson, Mr T Johnson, Mr A Moss, Mrs S Sharp, Mr I Ballantyne, Mr R Bates, Mr D Betts, Mr S Boulcott, Mr J Brookes-Harmer, Ms J Brown-Fuller, Ms B Burkhart, Mrs H Burton, MX R Chant, Mr M Chilton, Ms M Corfield, Mr J Cross, Ms H Desai, Mr C Hastain, Ms O Hickson, Mr S Johnson, Ms E Newbery, Mr T O'Kelly, Ms S Quail,

Mr C Todhunter, Mr J Vivian, Ms V Weller and Mr T Young

# SUPPLEMENT TO AGENDA

- 10 **Review of Political Balance report** (Pages 1 4) Members are requested to note the Political Balance report *(report to follow)*.
- Appointment and Membership of Committees and their Chairs and Vice-Chairs (Pages 5 9)

  Members are requested to agree the Committee memberships including the Chairs and Vice Chairs of each Committee.
- 12 **Appointments to External Organisations** (Pages 11 13) Members are requested to agree the Appointments to External Organisations.
- Late Items (Pages 15 17)Members are requested to note the Urgent Decision Notice.



#### **Chichester District Council**

# Annual Council 17 May 2023

#### **Review of Political Balance**

#### 1. Contact

# **Report Author**

Nicholas Bennett – Divisional Manager for Democratic Services Telephone: 01243 534657 e-mail: <a href="mailto:nbennett@chichester.gov.uk">nbennett@chichester.gov.uk</a>

#### 2. Recommendation

2.1. That the review of political balance arrangements set out below be noted.

#### 3. Background

3.1. The council has a duty, under Section 15 of the Local Government and Housing Act 1989 to maintain the representation of different political groups in line with the political balance rules set out in the Act and subordinate regulations. This provides the framework for the appointments to committees.

# 4. Proposal - the rules and their application

4.1. Following the elections, the Green and Local Alliance groups have formally decided to form a single group. The composition of the Council by Group is therefore as follows:

Conservatives = 5 (14%) Liberal Democrats = 25 (69%) Green / Local Alliance = 6 (17%)

- 4.2. Many of the seats have to be allocated in accordance with the rules of political balance. The following principles apply so far as reasonably practicable. They are applied in descending order of importance and are quoted in plain English rather than wording taken directly from the statute:
  - a) Not all seats on the committee are allocated to the same political group.
  - b) The majority party has a majority of the seats on each committee.
  - c) Each political group is entitled to its proportion of the total number of seats on all the ordinary committees added together, according to the proportion the group holds of seats on the Full Council.
  - d) Subject to (c) each political group is entitled to its proportion of the number of seats on each individual committee.
- 4.3. The four ordinary committees concerned are:

Corporate Governance and Audit Committee	8 seats
Planning Committee	13 seats
Alcohol and Entertainment Licensing Committee and	10 seats
General Licensing Committee	

Standards Committee	7 seats
Total	38 seats

4.4. The total seats due per group are as follows:

Conservatives	38 x composition 14% = seats (5.28 rounded to 5)
Liberal Democrats	38 x composition 69% = seats (26.39 rounded to 27)
Green Party / Local Alliance	38 x composition 17% = seats (6.33 rounded to 6)

4.5. If these proportions are applied to individual committees the initial position under the statutory framework are as indicated in Table 1:

Table 1	Con	LD	Green / LA
Corporate Governance and Audit Committee (8)	1	6	1
Planning Committee (13)	2	9	2
Alcohol and Entertainment			
Licensing Committee and General	1	7	2
Licensing Committee (10)			
Standards Committee (7)	1	5	1
Total (38)	5	27	6

4.6. The Overview and Scrutiny Committee is not included in the list above but the entitlement to seats on it still need to be allocated to parties in the proportion of seats that they have on the whole Council as indicated in Table 2 below.

Table 2	Con	LD	Green / LA
Overview and Scrutiny Committee (11)	1	8	2

4.7. The various committees and panels concerned with discipline and dismissal of senior staff are also not ordinary committees but still need to be allocated to parties in the proportion of seats that they have on the whole Council. The entitlement is set out below in table 3.

Table 3	Con	LD	Green /
			LA
Investigation and Disciplinary	1	5	1
Committee (5+2 subs)			
Appeals Committee (5 + 2 subs)	1	5	1
Executive Directors Disciplinary	1	3	1
Appeal Panel (3 + 2 subs)			
Redundancy Appeal Panel (3 + 2	1	3	1
subs)			

- 4.8. The political groups regulations do not apply to the Cabinet, the Alcohol and Entertainment Licensing Committee established under the Licensing Act 2003 and the Independent/Parish Remuneration Panels. Additionally certain panels are required to be appointed from Cabinet and they shall be considered and appointed at the Cabinets first meeting in June.
- 4.9. Generally the Council is obliged to appoint to the committees the members proposed by the respective political groups (section 16 (1) of the Local

Government and Housing Act 1989). However, the Council does not have to adhere to the political groups regulations if:

- a) a political group does not use up its allocation (regulations 13 to 15).
- b) notice of alternative proposed allocations is given to all members and no member objects (Section 17 of the Local Government and Housing Act 1989 and regulation 20).
- c) an area committee covers an area or population which is less than 40% of the total and the committee members are drawn from that area (regulation 16A) (this does not apply as the council has no area committees).

#### 5. Alternatives Considered

5.1. No alternatives were considered as this is a statutory obligation.

# 6. Resource and Legal Implications

6.1. The normal obligations to hold meetings were suspended by operation of the Coronavirus Act 2020 but the Council remains entitled to make decisions as to committee membership if it so decides and may make those decisions in virtual meetings.

#### 7. Consultation

7.1. The calculations of seat entitlement has been shared with all Group Leaders.

# 8. Community Impact and Corporate Risks

8.1. None.

# 9. Other Implications

Are there any implications for the following?		
If you tick "Yes", list your impact assessment as a background paper in parag	raph 13	3 and
explain any major risks in paragraph 9	•	
The state of the s	Yes	No
Crime and Disorder The Council has a duty "to exercise its functions		~
with due regard to the likely effect of the exercise of those functions		
on, and the need to do all that it reasonably can to prevent, crime and		
disorder in its area". Do the proposals in the report have any		
implications for increasing or reducing crime and disorder?		
Climate Change and Biodiversity Are there any implications for the		<b>&gt;</b>
mitigation of/adaptation to climate change or biodiversity issues? If in		
doubt, seek advice from the Environmental Strategy Unit (ESU).		
Human Rights and Equality Impact You should complete an		~
Equality Impact Assessment when developing new services, policies		
or projects or significantly changing existing ones. For more		
information, see Equalities FAQs and guidance on the intranet or		
contact Corporate Policy.		
Safeguarding and Early Help The Council has a duty to cooperate		~
with others to safeguard children and adults at risk. Do these		

proposals have any implication for either increasing or reducing the levels of risk to children or adults at risk? The Council has committed to dealing with issues at the earliest opportunity, do these proposals have any implication in reducing or increasing demand on Council services?	
<ul> <li>General Data Protection Regulations (GDPR) Does the subject of the report have significant implications for processing data likely to result in a high risk to the rights and freedoms of individuals? Processing that is likely to result in a high risk includes (but is not limited to): <ul> <li>systematic and extensive processing activities and where decisions that have legal effects – or similarly significant effects – on individuals.</li> <li>large scale processing of special categories of data or personal data relation to criminal convictions or offences.</li> <li>Any larger scale processing of personal data that affects a large number of individuals; and involves a high risk to rights and freedoms eg based on the sensitivity of the processing activity.</li> <li>large scale, systematic monitoring of public areas (including by CCTV).</li> </ul> </li> <li>Note - If a high risk is identified a Privacy Impact Assessment must be provided to the Data Protection Officer.</li> </ul>	*
Health and Wellbeing The Council has made a commitment to 'help our communities be healthy and active'. You should consider both the positive and negative impacts of your proposal on the health and wellbeing of communities and individuals living and working in the district. Is your proposal likely to impact positively or negatively on certain groups and their ability to make healthy choices, for example low income families, carers, older people/children and young people. Are there implications that impact on areas of the district differently? eg the rural areas or those wards where health inequalities exist. If in doubt ask for advice from the Health and Wellbeing team.	•
Other (please specify)	<b>&gt;</b>

# 10. Appendices

10.1. None.

# 11. Background Papers

11.1. None.

# **Chichester District Council**

# Annual Council 17 May 2023

# **Appointment to Committees**

#### 1. Contact

Nicholas Bennett – Divisional Manager for Democratic Services Telephone: 01243 534657 e-mail: <a href="mailto:nbennett@chichester.gov.uk">nbennett@chichester.gov.uk</a>

#### 2. Recommendation

# 2.1. That the Council agrees the Committee memberships as set out in the appendix to the report.

# 3. Background

3.1 The Council is required to appoint Committee memberships at its annual meeting.

#### 4. Alternatives Considered

4.1. Appointments are required for the effective running of the Council's committees.

# 5. Resource and Legal Implications

5.1. This is a statutory requirement.

#### 6. Consultation

6.1. Appointments are discussed with the Group Leaders.

# 7. Community Impact and Corporate Risks

7.1. Appointments are made in line with Political Balance requirements.

# 8. Other Implications

Are there any implications for the following?		
	Yes	No
<b>Crime and Disorder</b> The Council has a duty "to exercise its functions with due regard to the likely effect of the exercise of those functions on, and the need to do all that it reasonably can to prevent, crime and disorder in its area". Do the proposals in the report have any implications for increasing or reducing crime and disorder?		~
Climate Change and Biodiversity Are there any implications for the mitigation of/adaptation to climate change or biodiversity issues? If in doubt, seek advice from the Environmental Strategy Unit (ESU).		~
Human Rights and Equality Impact You should complete an Equality Impact Assessment when developing new services, policies or projects or significantly changing existing ones. For more		~

information, see Equalities FAQs and guidance on the intranet or contact Corporate Policy.	
Safeguarding and Early Help The Council has a duty to cooperate with others to safeguard children and adults at risk. Do these proposals have any implication for either increasing or reducing the levels of risk to children or adults at risk? The Council has committed to dealing with issues at the earliest opportunity, do these proposals have any implication in reducing or increasing demand on Council services?	•
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# 9. **Appendices**

- 9.1. List of Committee Memberships 2023/24 (to follow)
- 10. **Background Papers**
- 10.1. None.

# **Annual Council**

#### 17 May 2023

# **List of Committee Memberships 2023/24**

# Alcohol and Entertainment Licensing Committee and General Licensing Committee

Membership = 10 (7 Lib Dem, 2 Green and Local Alliance, 1 Conservative)

Proposed Membership 2023/24 Councillors Name	Political Party
Chair = Iain Ballantyne	LD
Vice-Chair = Rhys Chant	LD
Jess Brown – Fuller	LD
Gareth Evans	LD
Tracie Bangert	LD
Val Weller	G & LA
Tim Johnson	G & LA
Henry Potter	С
Tim O'Kelly	LD
Bill Brisbane	LD

# **Appeals Committee**

Membership = 5 (plus 2 substitutes) (5 Liberal Democrat, 1 Green and Local Alliance, 1 Conservative)

Proposed Membership 2023/24 Councillors Name	Political Party
Chair = Adrian Moss	LD
Vice-Chair = Clare Apel	LD
John Cross	LD
Jonathan Brown	LD
Tim O'Kelly	LD
Donna Johnson	G & LA
Roy Briscoe	С

# **Corporate Governance and Audit Committee**

Membership = 8 (6 Liberal Democrat, 1 Green and Local Alliance, 1 Conservative)

Proposed Membership 2023/24 Councillors Name	Political Party
Chair = Richard Bates	LD
Vice-Chair = Tim O'Kelly	LD
Jonathan Brown	LD
Mark Chilton	LD
Maureen Corfield	LD
lain Ballantyne	LD
Tim Johnson	G & LA
Francis Hobbs	С

# **Executive Directors Disciplinary Committee**

Membership = 5 (3 Liberal Democrat, 1 Green and Local Alliance, 1 Conservative)

Proposed Membership 2023/24 Councillors Name	Political Party
Richard Bates	LD
Mark Chilton	LD
lain Ballantyne	LD
Tim Johnson	G & LA
Henry Potter	С

# **Investigation and Disciplinary Committee**

Membership = 5 (plus 2 substitutes) (3 Liberal Democrat, 1 Green and Local Alliance, 1 Conservative)

Proposed Membership 2023/24 Councillors Name	Political Party	
Oona Hickson	LD	
Charles Todhunter	LD	
Jess Brown Fuller	LD	
Rhys Chant	LD	
Maureen Corfield	LD	
Tim Johnson	G & LA	
Henry Potter	С	

# **Overview and Scrutiny Committee**

Membership = 11 (7 Liberal Democrat, 2 Green and Local Alliance, 2 Conservative) Note – amended from statutory entitlement by 1 from Liberal Democrats to Conservative

Proposed Membership 2023/24 Councillors Name	Political Party
Chair = Donna Johnson	G & LA
Vice-Chair = Sarah Sharp	G & LA
Henry Potter	C
Brett Burkhart	C
Charles Todhunter	LD
Oona Hickson	LD
James Vivian	LD
Charles Hastain	LD
Joseph Brookes-Harmer	LD
Sarah Quail	LD
Eleanora Newbury	LD

# **Planning Committee**

Membership = 13 (7 Liberal Democrat, 2 Green and Local Alliance, 3 Conservative) Note – amended from statutory entitlement by 1 from Liberal Democrats to Conservative

Proposed Membership 2023/24 Councillors Name	Political Party
Chair = Stephen Johnson	LD
Vice-Chair = John Cross	LD
Charles Todhunter	LD
Sarah Quail	LD
Joseph Brookes-Harmer	LD
David Betts	LD
Hannah Burton	LD
Richard Bates	LD
Henry Potter	С
Donna Johnson	G & LA
Sarah Sharp	G & LA
Brett Burkhart	С
Roy Briscoe	С

# **Redundancy Committee**

Membership = 5 (3 Liberal Democrat, 1 Green and Local Alliance, 1 Conservative)

Proposed Membership 2023/24 Councillors Name	Political Party
Jonathan Brown	LD
Eleanora Newbury	LD
Joseph Brookes-Harmer	LD
Tim Johnson	G & LA
Roy Briscoe	С

# **Standards Committee**

Membership = 7 (5 Liberal Democrat, 1 Green and Local Alliance, 1 Conservative)

Proposed Membership 2023/24 Councillors Name	Political Party
Chair = Maureen Corfield	LD
Charles Todhunter	LD
Rhys Chant	LD
James Vivian	LD
John Cross	LD
Steve Boulcott	G & LA
Roy Briscoe	С



#### **Chichester District Council**

# Annual Council 17 May 2023

# **Appointment to External Bodies**

#### 1. Contact

Nicholas Bennett – Divisional Manager for Democratic Services Telephone: 01243 534684 e-mail: <a href="mailto:nbennett@chichester.gov.uk">nbennett@chichester.gov.uk</a>

#### 2. Recommendation

2.1. That the Council agrees the appointments to the external bodies for 2023 – 2024 and longer term appointments as set out in the table at Section 4 of this report.

# 3. Background

3.1 The Council is asked by various bodies to appoint representatives to attend their relevant committees on behalf of the authority. Most appointments are made by the Cabinet as the terms of reference for the Cabinet include the authority to appoint or nominate persons to outside organisations which relate to functions of the Cabinet. However the appointment of the organisations at the table at 4.1 related to functions reserved to full Council.

### 4. Proposal

4.1 Set out below are details of the organisations, number to be appointed and names of Members or officers proposed for nomination.

**Outside appointments for Annual Council** 

Role	Proposed	
	Appointees	
2023-24		
Chichester	Bill Brisbane	
Conservation Advisory	Sarah Quail	
2 appointees		
Portsmouth Water	Roy Briscoe	
Forum		
Western Sussex	Donna Johnson	
Hospital NHS Trust		
Council of Governors		
Western Health and	Tracie Bangert	
adult Special care		
Committee		
Bourne Community	Sarah Peyman	
College (Officer)		
Bourne trust Board	Sarah Peyman	
(Officer)		
Chichester Harbour	Stephen	
Conservancy	Johnson	

	lain Ballantyne Mark Chilton (Res) Adrian Moss (Res)
South Downs National Park	John Cross
West Sussex pensions Forum (Officer)	John Ward

#### 5. Alternatives Considered

5.1. There are no alternatives to be considered as the Council makes its appointments by statutory obligation.

# 6. Resource and Legal Implications

6.1. A position as an appointed representative of the Council as a Councillor interest is dealt with differently to a normal position with another body as the appointees are present on behalf of council and not as a personal interests.

#### 7. Consultation

7.1. Appointments are discussed with the Group Leaders.

# 8. Community Impact and Corporate Risks

8.1. By working with the bodies in question the Council is aware of their activity and can work to improve the community impact in a mutually beneficial way.

#### 9. Other Implications

Are there any implications for the following?  If you tick "Yes", list your impact assessment as a background paper in parage explain any major risks in paragraph 9	raph 13	and
	Yes	No
<b>Crime and Disorder</b> The Council has a duty "to exercise its functions with due regard to the likely effect of the exercise of those functions on, and the need to do all that it reasonably can to prevent, crime and disorder in its area". Do the proposals in the report have any implications for increasing or reducing crime and disorder?		~
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Safeguarding and Early Help The Council has a duty to cooperate with others to safeguard children and adults at risk. Do these proposals have any implication for either increasing or reducing the levels of risk to children or adults at risk? The Council has committed to dealing with issues at the earliest opportunity, do these proposals have any implication in reducing or increasing demand on Council services?	•
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Other (please specify)	<b>Y</b>

# 10. Appendices

10.1. None

# 11. Background Papers

11.1. None.





# **Notice of the Making of an Urgent Decision**

Para 1 of the second sub-section of section 3 in Part 3 of Chichester District Council's *Constitution* provides for any senior officer to make urgent decisions following consultation with the Leader or Deputy Leader of the Council and the Chairman of the Overview and Scrutiny Committee on any matters where it is not practicable to refer these to a meeting of the Council, the Cabinet or other committee provided that a full report on any decisions taken shall subsequently be made.

A decision of this nature has been made as set out below:

Decision title	Midhurst fire – Business Recovery Support		
Decision taker	Director of Growth and Place – Jane Hotchkiss		
Decision consultees	Leader of the Council - Eileen Lintill Chair of Overview and Scrutiny Committee - Clare Apel		
Decision date	04.04.2023		
Decision details	Summary		
	Due to the fire at the Angel Hotel in Midhurst, and the impact it has had on the local community and businesses, agreed to allocate £300,000 from the general reserve fund to support the businesses.		
	Economic Development Officers were present in Midhurst in the immediate days after the fire. To establish businesses directly impacted and businesses indirectly impacted. The officers have listened to concerns, to identify any immediate help and establish any future support requirements. To date (29 March 2023) over 34 businesses have been visited, many of them more than once. In addition, the service has been dealing with calls and emails from impacted businesses.		
	A business recovery sub-group has been established, chaired by CDC Economic Development Manager and attended by CDC City &Towns Co-ordinator, Midhurst Town Team, business reps, Midhurst Town Council, Midhurst Vision and Visit Midhurst. In addition, an Economic Development Officer has been allocated to support the recovery group full time for April and May by moving resources around the team.  For the £300,000 to be allocated to the following workstreams:		
		Estimated/Suggested Cost	Comments
	Additional funding for Town Team or Midhurst Town Council	£50,000	Town team producing a list of ideas for small events, promotion, marketing, newspaper

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		ads, Local Midhurst Pound / possible voucher scheme with V2 radio.
		Free car parking costs to come out of this allocation if agreed as a priority.
		List of ideas to be prioritised and agreed by the subgroup
		Request partnership funding from Midhurst Town Council, SNPD and WSCC to support this recovery group.
Funding to TGSW to promote Midhurst working with Visit Midhurst	£5,000	Funding for online/social media etc rather than delivery of tangible events etc.
Business grant scheme	£200,000	Criteria to be worked up. (Similar to enabling grants with delegation to officers) (Need to check business continuity insurances etc) (costs based on 100 independents @ £2,000 per business)
Delivery of large event (s)	£15,000	Event to be planned later in the year when more certainty over road closure duration. Possible use of UKSP fund to support this
Support to CDC tenants	£15,000	Different rent payment terms can be offered as a first option. If there is evidence of a reduction in income
Retail training support	£10,000 (in addition to £30,000 already allocated for District	Potential to target Midhurst retailers for tailored workshops around recovery etc.



		from Pooled	Delivery to be by	
		Business rates)	appointed consultant.	
	CDC Communication Social media Banners	£5,000	For additional social media boosts (paid), promotions, banners to support town team. Social media boosts for the events and campaigns	
	Total for all options	£300,000		
	Agreed that delegation is given to the Chief Executive, Director of Corporate services and Director of Growth and Place for the allocation of £300,000 to be flexible between the recommended funding streams.			
Reason for urgency	Support for Business Recovery following the Fire at the Angel Hotel.			
Name and date of the meeting to receive a full report	Council 17 May 2023.			

Jane Hotchkiss Director Growth and Place 4/04/2023

